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RCE/
2128
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REQUEST

FOR

CONTINUED EXAMINATION (RCE)
TRANSMITTALAddress to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/766,422
Filing Date	January 18, 2001
First Named Inventor	John P. Reilly
Art Unit	2128
Examiner Name	Mussa Shaawat
Attorney Docket Number	066516.0108

This is a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on.
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ **Enclosed**
- i. ☒ **Amendment/Reply** iii. ☐ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/Declaration(s) iv. ☒ **Other: Request for a Two-Month Extension of Time.**

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.117(i) required)
- b. ☐ Other _____

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fee of \$.00, or credit any overpayments, to Deposit Account No. _____
- i. ☒ **RCE fee required under 37 C.F.R. 1.17(e).**
- ii. ☒ **Two-Month Extension of Time fee of \$450.00 (37 C.F.R. 1.136 and 1.17).**
- iii. ☐ Other: Additional Claims
- b. ☒ **Checks in the amounts of \$790.00 and \$450.00 are enclosed. The Commissioner is authorized to charge any other fee required by this paper, or to credit any overpayment, to Deposit Account No. 02-0384 of Baker Botts L.L.P. This form is transmitted in duplicate.**
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Jeffery D. Baxter	Registration No. (Attorney/Agent)	45,560
Signature	<i>Jeffery D. Baxter</i>	Date	June 24, 2005

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and is addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450. Express Mail Certificate No. EV 322274755 US.

Name (Print / Type)	Willie Jiles	Date	06/24/05
Signature	<i>Willie Jiles</i>		

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Attorney's Docket:
066516.0108

Patent Application
09/766,422

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Re Application of: John P. Reilly, et al.
Appln. Serial No.: 09/766,422
Filing Date: January 18, 2001
Art Unit: 2128
Examiner: Mussa Shaawat
Confirmation No.: 7057
Title: System and Method for Modeling Communication Networks

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Response Pursuant to 37 C.F.R. § 1.114

In the Office Action mailed January 25, 2005, the Examiner rejected Claims 1-36. Applicants amended Claims 1-9, 11-19, 21-29, and 31-36. Based on the below remarks, Applicants respectfully request reconsideration and allowance of all pending claims.